



Shasta County

DEPARTMENT OF RESOURCE MANAGEMENT
1855 Placer Street, Redding, CA 96001

Richard W. Simon, AICP
Director

Dale J. Fletcher, CBO
Assistant Director

February 15, 2018

Michael Ducazu
Mel Mar Mutual Water Company
P.O. Box 76
Palo Cedro, CA 96073

CITATION NO. 01_75_18C_002_4500003_03 FOR NONCOMPLIANCE WITH SECTION 116555 OF THE CALIFORNIA HEALTH AND SAFETY CODE AND SECTION 64432.1(a) and (b) OF THE CALIFORNIA CODE OF REGULATIONS FOR NITRATE AND NITRITE MONITORING AND REPORTING

The California Health and Safety Code (CHSC), Division 104, Part 12, Chapter 4, Article 9, Section 116650, authorizes the issuance of a citation for failure to comply with a requirement of California Safe Drinking Water Act (Chapter 4), or any regulation, standard, permit, or order issued thereunder. The Shasta County Environmental Health Division (SCEHD) hereby issues a citation to Mel Mar Mutual Water Company (Water System) for failure to comply with Section 64432.1 (a) and (b), and Section 64469 Title 22, California Code of Regulations (CCR) and Section 116555 of the CHSC.

Any person who is aggrieved by an order or decision issued by the SCEHD may file a petition with the State Water Resources Control Board (State Water Board) for reconsideration of the order or decision. This citation contains the relevant statutory provisions for filing a petition for reconsideration (Health and Safety Code section 116701).

Petitions must be received by the State Water Board within 30 days of the issuance of the order or decision by SCEHD. The date of issuance is the date when SCEHD mails a copy of the order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m. Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

VIOLATIONS

The SCEHD hereby issues a citation to the Water System for failure to comply with Section 116555 of the CHSC and Sections 64432.1(a) and (b), and 64469 Title 22, CCR. The Water System failed to comply with the primary standards for nitrate and nitrite monitoring for the 2017 calendar year.

☐ Suite 101
AIR QUALITY MANAGEMENT DISTRICT
530 225-5674
Fax 530 225-5237

☐ Suite 102
BUILDING DIVISION
530 225-5761
Fax 530 245-6468

☐ Suite 103
PLANNING DIVISION
530 225-5532
Fax 530 245-6468

☒ Suite 201
ENVIRONMENTAL HEALTH DIVISION
530 225-5787
Fax 530 225-5413

☐ Suite 200
ADMINISTRATION & COMMUNITY EDUCATION
530 225-5789
Fax 530 225-5807

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The Water System operates under a domestic water supply permit issued by SCEHD in April 2015. The Water System is classified as a community public water system serving approximately 258 people through 91 service connections.

DETERMINATIONS

The SCEHD has determined that the Water System violated 64432.1(a) and (b), Title 22, CCR, in that the Water System failed to collect and report correctly for 2017. As specified in Section 64432.1(a), Title 22, CCR, all active sources are required to be tested at least annually for nitrate. Section 64432.1(b), Title 22, CCR specifies one sample shall be taken every three years to test for nitrite.

DIRECTIVES

The Water System is hereby directed to take the following actions:

1. Comply with Section 64432.1(a) and (b), Title 22, CCR in all future monitoring periods. The Water System shall collect nitrate and nitrite samples in 2018.
2. As required under Section 64463.7 of Title 22, CCR provide public notification to customers within one year of this notice of violation. Enclosure 'A' is a format you may use to fulfill the above public notification requirements. If you wish to propose any change to this notification, please contact our office.
3. Provide two types of public notification: 1) Posting in conspicuous locations throughout the area served by the water system; and 2) mail or hand deliver copies to each water user.
4. Complete and return Enclosure 'B' "Certification of Completion of Public Notification" form within 10 days of giving public notice.
5. The Water System shall include this violation in the 2017 Consumer Confidence Report in accordance with CCR Title 22, Section 64481(g)(1).

Nothing in this Citation relieves the Water System of its obligation to meet the requirements of CHSC, Division 104, Part 12, Chapter 4 (California Safe Drinking Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

CIVIL PENALTY

Section 116650(e) of the CHSC authorizes the SCEHD to issue citations with assessment of administrative penalties to a public water system for violations or continued violations of the requirements allowed for any permit, regulation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order.

Failure to comply with any provision of this citation may result in a citation that may include an assessed civil penalty of up to two hundred dollars (\$200) per day for each day the violation continues beyond the date specified for correction in the citation.

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PARTIES BOUND

This citation shall apply to and be binding upon the Water System, its officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this citation are severable, and the Water System shall comply with each and every provision thereof notwithstanding the effectiveness of any other provision.

Note that Section 116577 of the California Safe Drinking Water Act provides for the Shasta County Environmental Health Division to be reimbursed by the public water system for costs incurred for preparing and issuing a citation to that system. In accordance with Section 116577, the Mel Mar Mutual Water Company is hereby charged for the preparation and issuance of this letter. Our current costs are \$129.83 per hour. The estimated time to prepare this citation is one hour. Please submit your payment of \$129.83 with the certification form requested in item 4 above.

Please contact me at 530/225-5787, Monday through Friday, between 8:00 and 8:30 a.m. should you have any questions or concerns.



Renita Salas, R.E.H.S.

Shasta County Environmental Health Division

2/16/18
Date

RS/js

Enclosures